

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Court Room
7500 Odawa Circle Harbor Springs, MI 49740
July 26, 2009

Closed Session: yes

Call to Order: Meeting was called to order at: 9:37 a.m.

Opening Ceremony: Beatrice A. Law

Council Present: Legislative Leader Beatrice A. Law, Secretary Regina Gasco Bentley, Councilor Dexter McNamara, Councilor Rita Shananaquet, Councilor Alice Yellowbank, Councilor Melvin L. Kiogima, Councilor Fred Harrington, Jr., Councilor Marvin Mulholland

Absent: Treasurer Gerald Chingwa

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Office Manager Michele LaCount

Executive Officials and Staff Present: Tribal Chairman Frank Ettawageshik, Tribal Planner Bryan Gillett

Guests: Lisa Baker, Julie Shananaquet, Harvey Gibson, Ken Harrington, Carol McFall, Heidi Bosma, Denise Petoskey, Garcia Medicine, Fred Kiogima

Motion made by Councilor Mulholland and supported by Councilor Kiogima to adopt the agenda for July 26, 2009 with changes.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Chingwa)

Motion carried.

Motion made by Councilor Kiogima and supported by Councilor Mulholland to approve the minutes of July 12, 2009 with corrections.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Chingwa)

Motion carried.

10:02 a.m. Motion made by Councilor Shananaquet and supported by Secretary Gasco Bentley to go into closed session for proprietary reasons.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Chingwa)

Motion carried.

11:01 a.m. Motion made by Councilor Shananaquet and supported by Councilor Harrington, Jr., to return to open session.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Chingwa)

Motion carried.

1 11:01 a.m. Recess called.

2 11:10 a.m. Meeting reconvened.

3
4 Motion made by Councilor McNamara and supported by Councilor Mulholland to
5 accept the Land and Reservation Committee Chairman Kiogima's verbal and
6 written report for July 26, 2009 regarding Strategic Plan Presentation.

7 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Chingwa)

8 Motion carried.

9
10 11:45 a.m. Public Comment opened: no comments.

11 11:46 a.m. Public Comment closed.

12
13 Motion made by Secretary Gasco Bentley and supported by Councilor
14 McNamara to the Land and Reservation Committee Chairman Kiogima's verbal
15 and written Committee report for July 26, 2009.

16 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Chingwa)

17 Motion carried.

18
19 12:05 p.m. Lunch recess called.

20 1:45 p.m. Meeting reconvened. Councilor McNamara absent.

21 1:46 p.m. Councilor McNamara arrived.

22
23 Motion made by Secretary Gasco Bentley and supported by Councilor
24 Yellowbank to accept Councilor Shananaquet verbal Tribal Council member
25 report regarding a Citizen complaint and staffing background investigations.

26 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Chingwa)

27 Motion carried.

28
29 Motion made by Councilor Shananaquet and supported by Councilor Kiogima to
30 accept the receipt of the Tribal Chairman's verbal and written oversight report
31 with confidential items contained therein.

32 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Chingwa)

33 Motion carried.

34
35 Motion made by Councilor Shananaquet and supported by Secretary Gasco
36 Bentley to accept the Legislative Services Attorney Budnick's verbal and written
37 report for July 26, 2009.

38 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Chingwa)

39 Motion carried.

40
41 Motion made by Secretary Gasco Bentley and supported by Councilor
42 Shananaquet to adopt Tribal Resolution: Dept of Health and Human Service,
43 Indian Health Service, Little Traverse Bay Bands of Odawa Indians in
44 Collaboration with Inter-Tribal Council of Michigan, Inc., Health Promotion and
45 Disease Prevention Grant Program.

46 Roll Call Vote: Councilor Harrington, Jr., -yes, Councilor Kiogima-yes, Councilor
47 McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes,

1 Councilor Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-
2 yes, Legislative Leader Law-yes
3 Motion carried.

4
5 Motion made by Secretary Gasco Bentley and supported by Councilor
6 McNamara to approve Citizenship List A - Eligible for Citizenship date June 23,
7 2009 for a total of 8.

8 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Chingwa)
9 Motion carried.

10
11 Motion made by Secretary Gasco Bentley and supported by Councilor
12 Shananaquet to approve Citizenship List B - Declination in-Eligible dated June
13 23, 2009 for total of 3.

14 Vote: 7 - Yes, 1 - No (Councilor Harrington, Jr.), 0 - Abstained, 1 - Absent
15 (Treasurer Chingwa)
16 Motion carried.

17
18 Motion made by Secretary Gasco Bentley and supported by Councilor Kiogima to
19 disapprove Regulations for Issuing and Monitoring Child Foster Care Facility
20 Licenses REG-WOS 2009-013 071009-002.

21 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Chingwa)
22 Motion carried.

23
24 Motion made by Councilor Shananaquet and supported by Secretary Gasco
25 Bentley to approve Regulations for Issuing and Monitoring Child Foster Care
26 Facility Licenses REG-WOS 2009-013 071709-003.

27 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Chingwa)
28 Motion carried.

29
30 3:01 p.m. Public Comment opened: Julie Shananaquet spoke regarding casino
31 communication protocol and, the Tribal Burial Grounds draft statutes.

32 3:06 p.m. Public Comment closed.

33
34 Motion made by Councilor Shananaquet and supported by Councilor McNamara
35 to pass Waganakising Odawak Statute Traditional Tribal Burial Grounds.

36 Roll Call Vote: Councilor Harrington, Jr.-yes, Councilor Kiogima-yes, Councilor
37 McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes,
38 Councilor Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-
39 yes, Legislative Leader Law-yes

40 Motion carried.

41
42 3:33 p.m. Recess called.

43 3:42 p.m. Meeting reconvened.

44
45 Motion made by Councilor Shananaquet and supported by Councilor Kiogima to
46 pass the Liquor and Tobacco Board Statute.

1 Roll Call Vote: Councilor Harrington, Jr.-yes, Councilor Kiogima-yes, Councilor
2 McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes,
3 Councilor Yellowbank-no, Treasurer Chingwa-absent, Secretary Gasco Bentley-
4 yes, Legislative Leader Law-yes
5 Motion carried.

6
7 Motion made by Councilor Shananaquet and supported by Councilor McNamara
8 to pass the Liquor and Tobacco Violations Statute.

9 Roll Call Vote: Councilor Harrington, Jr.-yes, Councilor Kiogima-yes, Councilor
10 McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes,
11 Councilor Yellowbank-no, Treasurer Chingwa-absent, Secretary Gasco Bentley-
12 yes, Legislative Leader Law-yes
13 Motion carried.

14
15 Motion made by Councilor Shananaquet and supported by Secretary Gasco
16 Bentley to pass the Law Enforcement Statute.

17 Roll Call Vote: Councilor Harrington, Jr.-no, Councilor Kiogima-yes, Councilor
18 McNamara-no, Councilor Mulholland-no, Councilor Shananaquet-yes, Councilor
19 Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-yes,
20 Legislative Leader Law-yes
21 Motion carried.

22
23 Motion made by Councilor Shananaquet and supported by Councilor Yellowbank
24 to pass the Asset Disposition Statute.

25 Roll Call Vote: Councilor Harrington, Jr.-yes, Councilor Kiogima-yes, Councilor
26 McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes,
27 Councilor Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-
28 yes, Legislative Leader Law-yes
29 Motion carried.

30
31 Motion made by Councilor Harrington, Jr., and supported by Councilor
32 Mulholland to adopt Tribal Resolution Michelle Chingwa Education Assistance
33 Act Supplemental Appropriation of \$70,000 to fund Current Scholarship Levels
34 and Rates for the balance of FY 2009 from Prior Period Funds.

35 Roll Call Vote: Councilor Harrington, Jr.-yes, Councilor Kiogima-yes, Councilor
36 McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes,
37 Councilor Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-
38 yes, Legislative Leader Law-yes
39 Motion carried.

40
41 Motion made by Councilor Shananaquet and supported by Councilor Kiogima to
42 pass the Economic Development Commission Statute.

43 Roll Call Vote: Councilor Harrington, Jr.-no, Councilor Kiogima-yes, Councilor
44 McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes,
45 Councilor Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-
46 yes, Legislative Leader Law-yes
47 Motion carried.

1
2 Motion made by Councilor Shananaquet and supported by Councilor Mulholland
3 to pass the Odawa Economic Development Management Statute.

4 Motion Withdrawn.

5
6 5:29 p.m. Councilor Shananaquet left the meeting.

7
8 Motion made by Councilor Kiogima and supported by Councilor Yellowbank to
9 pass the Odawa Economic Development Management Statute.

10 Roll Call Vote: Councilor Harrington, Jr.-no, Councilor Kiogima-yes, Councilor
11 McNamara-no, Councilor Mulholland-yes, Councilor Shananaquet-absent,
12 Councilor Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-
13 no, Legislative Leader Law-yes

14 Motion carried.

15
16 5:31 p.m. Motion made by Councilor Harrington, Jr., and supported by Councilor
17 Mulholland to adjourn.

18 Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Treasurer Chingwa, Councilor
19 Shananaquet)

20 Motion carried.

21
22
23
24
25 These Minutes have been read and approved as written (or) corrected: (delete
26 either the word "written" or "corrected" as pertains to how the minutes were
27 approved.)
28
29
30

31 _____
32 Regina Gasco Bentley, Tribal Council Secretary

Date